JUDICIAL MERIT SELECTION COMMISSION PERSONAL DATA QUESTIONNAIRE

Court, Position, and Seat # for which you are applying: Family Court, Fifth Circuit, Seat 2

1. NAME:

Mr. Robert M.P. Masella

BUSINESS ADDRESS:

917 Calhoun Street

Columbia, SC 29201 1045 Oakland Avenue Rock Hill, SC 29730

TELEPHONE NUMBER

(office): (803) 748-9990, (803) 980-4400

2. Date and Place of Birth:

1960; Brooklyn, NY

3. Are you a citizen of SC? Yes.

Have you been a resident of this state for at least the immediate past five years? Yes.

- 5. Family Status: Married on June 3, 1989, to Mia Jackson Masella. Never divorced, two children.
- 6. Have you served in the military? No.
- 7. List each college and law school you attended, including the dates of your attendance, the degrees you received, and if you left an institution without receiving a degree, the reason for your departure.
 - (a) Winthrop College, Rock Hill, SC, BA History, Political Science. (Attended between August 1979-June 1980, transferred to Montgomery County Community College for athletic reasons, returned August 1982 until graduation December 1985);
 - (b) Montgomery County Community College, Pa., August 1980- May 1981, January 19820-Summer 1982. Graduated with Associates Degree;
 - (c) Spring Garden College, Philadelphia Pa, August 1981-December 1981. I transferred back to Montgomery County Community College to graduate and return to Winthrop College to be eligible to resume collegiate athletic career pursuant to college athletic guidelines;
 - (d) Portland State University, Portland Oregon, summer 1984, participated in academic student exchange program;
 - (e) USC, School of Law, August 1992-May 1995 graduation.
- 8. List the states in which you have been admitted to practice law and the year of each admission. Also list any states in which you took the bar exam but were never admitted to the practice of law. If you took the bar exam more than once in any of the states listed, please indicate the number of times you took the exam in each state.
 - (a) Georgia, 1995;
 - (b) SC, 1995.



- 9. List the significant activities in which you took part during your attendance at college, graduate, and law school. Give the dates you were involved in these activities and list any leadership positions you held.
 - (a) University of SC School of Law, Student Bar President, 1994-95;
 - (b) SC Environmental Law Journal, Editorial Staff, 1994-95;
 - (c) Student member of the John Belton O'Neall Inn of Court, USC Law 1994-95;
 - (d) Winthrop College, Varsity Soccer team, 1979-80 and 1982,
 - (e) NSCAA Collegiate 1982 All-American Soccer Team;
 - (f) Montgomery County Community College, Soccer team, Captain;
 - (g) Tau Kappa Epsilon fraternity, Winthrop College 1983-85;
 - (h) Model United Nations, Winthrop College 1985.
- 10. Describe your continuing legal or judicial education during the past five years.

Conference/CLE Name		<u>Date(s)</u>
(a)	SCAJ Annual Convention	8/1/12-8/3/12;
(b)	SC Bar Convention	1/19/12;
(c)	Time Mastery for Lawyers	9/22/11;
(d)	SCAJ Annual Convention	08/04/11- 08/05/11;
(e)	Ethical Dilemmas & their impact on Attorneys'	mental health 2/22/11;
(f)	Professionalism at the Movies	2/22/10;
(g)	CLE for Class Reunions	11/05/10;
(h)	Law & Democracy	10/21/10;
(i)	Sentencing Guidelines Seminar	10/4/10;
(j)	Stewards of Children Training	03/26/10;
(k)	19 th Annual Criminal Practice in S.C.	02/26/10;
(1)	SC Conference on Lawyer & Judicial Conduct	10/22/09;
(m)	Fundamentals of Worker's Compensation	06/10/09;
(n)	Commission and Attorney to Assist Sup. Ct.	10/21/08;
(o)	Superior Direct & Cross-Examination	04/04/08;
(p)	Family Court Bench/Bar	12/07/07.

- 11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs? If so, briefly describe each course or lecture.
 - (a) I lectured at the SC Bar's 2002 Criminal Law Hot Tips and spoke to representation of indigent clients and associated procedural issues;
 - (b) I moderated and lectured at the SC Bar's 2005 Year in Review CLE.
- 12. List all published books and articles you have written and give citations and the dates of publication for each.

The Reorganization of SC Environmental Agencies. Temporary Operating Procedures For the Administrative Law Division. S.C. Environmental Law Journal, University of SC School of Law (1995).

13. List all courts in which you have been admitted to practice and list the dates of your admission. Give the same information for administrative bodies that require a special admission to practice.

- (a) Admitted to practice before the State Courts of SC in 1995;
- (b) Admitted to practice before the State Courts of Georgia in 1995;
- (c) Admitted to practice before the U.S. District Court for the District of SC, April 2000;
- (d) Admitted to practice before the U.S. Court of Appeals, Fourth Circuit, April 2000;
- (e) Admitted to practice before the U.S. District Court for the Northern District of Georgia, May 1996;
- (f) Admitted to practice before the U.S. Court of Appeals, Eleventh Circuit, May 1996.
- 14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.

Prior to graduation from USC, during my final semester of Law School, I sat for and passed the Georgia State Bar examination. During August of 1995, after sitting for the SC Bar examination I began my work as law clerk for the Honorable Kaye G. Hearn who had recently been elected to the SC Court of Appeals. I worked with Judge Hearn helping her with the full breadth of cases decided by our Appellate Courts including all criminal matters other than murder and death cases and all civil matters not reserved for our Supreme Court's jurisdiction. I continued with Judge Hearn until August of 1996.

After completing my clerkship with Judge Hearn I joined Solicitor Geise as one of his assistants in the Richland County Solicitor's Office, as an assistant solicitor I began working exclusively with Drug Crime prosecution. I prosecuted and tried numerous cases including trafficking, distribution and possession of controlled substances. After working with the Drug Team for over a year I began to prosecute violent crimes. I handled all types of violent crimes from pre-arrest through trial in matters including armed robbery, domestic violence, burglary, sexual assault, assault of high and aggravated nature, assault with intent to kill and arson. I also tried non-violent cases to included shoplifting, driving under the influence and check fraud.

During November 1998, I opened the Masella Law Firm, P.A. Initially I handled criminal defense matters and began accepting appointments to represent individuals who filed post-conviction relief actions. As my practice expanded we began to represent individuals who were injured in automobile accidents, workers compensation and other civil disputes. I have defended and prosecuted matters in common pleas court. After one of the firm's associates left the firm, I began to handle the family law case load. Our family law cases became a large part of our practice. After hiring young associates I started to teach them how to handle the common pleas matters as well as the criminal cases in the general sessions court. We have in the last five years prosecuted for and defended individuals and corporations in common pleas court. Many of the issues we handled have included contract disputes,

automobile accidents, claim and delivery actions and probate actions involving family disputes over assets.

Finally, I was appointed by the City of Columbia City Counsel to sit as one of their municipal court judges until August 2004.

- 15. What is your rating, if any, by any legal rating organization, such as, <u>Best Lawyers</u>, <u>Chambers</u>, <u>Legal 500</u>, <u>Martindale-Hubbell</u>, <u>Who's Who Legal</u>, <u>Super Lawyers</u>, <u>etc.</u>? If you are currently a member of the judiciary, list your last available rating, if any. "BV."
- 16. What was the frequency of your court appearances during the last five years?
 - (a) federal: 20%;
 - (b) state: 80%.
- 17. What percentage of your practice involved civil, criminal, domestic, and other matters during the last five years?
 - (a) civil: 20%;
 - (b) criminal: 25%;
 - (c) domestic: 50%;
 - (d) other: 5%.
- 18. What percentage of your practice in trial court during the last five years involved matters that went to a jury, including those that settled prior to trial?
 - (a) jury: 25%;
 - (b) non-jury: 75%.

Did you most often serve as sole counsel, chief counsel, or associate counsel in these matters? Sole counsel.

- 19. List five of the most significant litigated matters you have personally handled in either trial or appellate court or before a state or federal agency. Give citations if the cases were reported and describe why these matters were significant.
 - decided by our Court of Appeals in 2007-UP-342, Mr. Jenkins came after me and destroyed my office. He was eventually convicted of Stalking, Burglary Second and Arson and was given a twenty-year sentence.
 - (b) <u>State v. John Doe</u> This was a defense of a Criminal Domestic Violence High and Aggravated Nature charge.
 - My client was accused of strangling his wife with an electrical cord and threatening her with a butcher knife. This case was tried before a jury in Richland County before the Honorable William P. Keesley. After various applications of the rules of evidence, which the court ruled in

- our favor, cross-examination of the state's witnesses and application of the Criminal Domestic High and Aggravated Nature statute, about which I argued the relevant and necessary elements, the jury acquitted my client after the state rested and no defense case was presented. (I have identified my client as John Doe to protect my client's identity as all records of his arrest have presumably been expunged).
- Mr. L. v. Mrs. L This divorce case involved multiple unconventional (c) matters which seriously impacted my client and the parties' children. My client, Mrs. L, a native Central American, married Mr. L while she was pregnant with their second child. My client was moved to SC with two of her daughters from prior relationships, prior to giving birth to their second child. After giving birth to their second child the South Carolinian was arrested for Criminal Domestic Violence as he allegedly attempted to forcibly remove my client from the marital home. The divorce followed. The issues raised were the validity of the marriage based on Mr. L's prior marriage which was not dissolved prior to the parties marriage (bigamy); support for a party who is unable to support herself or her family as she is unable to speak English; divorce grounds based on Physical Cruelty and Adultery; equitable division of marital property; and custody of the parties children. After two years of pendente lite hearings, , contempt proceedings, and psychological evaluations and intervention of Mr. L's family matters for his mental condition and how he was affecting the value of the family business, the parties reconciled. It is my understanding the parties have since resumed litigation.
- (d) Mrs. W v. Mr. W. This matter included an action for divorce, property division, custody and support. Mrs. W. filed an action for separate maintenance and support even though the parties were still residing together. At the temporary hearing the court ordered my client to move from the residence as well as other relief. We petitioned the Supreme Court for and Extraordinary Writ of Certiorari to rule on the jurisdictional issue of whether the family court had authority to make such a ruling while the parties continued to cohabitate in the marital home. Our petition was denied. (this matter was later resolved by our Supreme Court in Theisen v. Theisen 394 S.C. 434 (2011)). My client was eventually able to prove Mrs. W 's adultery, was granted custody of the parties children, and did not have to continue providing Mrs. W. support as required by the Court's temporary order.
- (e) United States of America v. John Doe This was a matter before the Honorable Matthew J. Perry. The Government brought an action against our client for illegal use of another's social security number in an attempt to obtain a SC driver's license. At the close of the Government's case we moved for a directed verdict which was granted as the government did not present sufficient evidence to show my client's use of another's social security number. (I have identified my

client as John Doe to protect my client's identity as all records of his arrest have presumably been expunged).

20. List up to five civil appeals you have personally handled. Give the case name, the court, the date of decision, and the citation if the case was reported. If you are a candidate for an appellate court judgeship (please attach one copy of briefs filed by you in each matter).

Boulware v. State, Decided December 21, 2009, by the SC Supreme Court, Unpublished Memorandum Opinion No. 2009-MO-067.

- 21. List up to five criminal appeals that you have personally handled. Give the case name, the court, the date of decision and the citation if the case was reported. If you are a candidate for an appellate court judgeship (please attach one copy of briefs filed by you in each matter).
 - (a) United States of America v. Nigel Rayshad Parker
 Decided June 19, 2007, United States Court of Appeals for the
 Fourth Circuit, Unpublished Opinion No. 06-4857;
 - (b) <u>Timothy Sean Kelly v. City of Forest Acres</u>
 Decided May 7, 2012, Circuit Court Richland County,
 Case number 09-CP-40-2337.
- 22. Have you ever held judicial office?
 - a. Yes, City of Columbia Municipal Court, August 2000-August 2004. City Council appointment. Municipal courts have jurisdiction over cases arising under ordinances of the municipality, and over all offenses which are subject to a fine not exceeding \$500.00 or imprisonment not exceeding 30 days, or both, and which occur within the municipality. In addition, S.C. Code Ann. § 22-3-545 provides that municipal courts may hear cases transferred from general sessions, the penalty for which does not exceed one year imprisonment or a fine of \$5,000, or both, upon petition by the solicitor and agreement by the defendant. The powers and duties of a municipal judge are the same as those of a magistrate, with regard to criminal matters; however, municipal courts have no civil jurisdiction.
- 23. If the answer to question 22 is yes, describe or list five of your most significant orders or opinions and give the citations if they were reported.

 I am not aware that any case which I presided over or any order I issued

was appealed; therefore there would be no reported opinions regarding my decisions.

- 24. Have you ever held public office other than judicial office? No.
- 25. List all employment you had while serving as a judge (whether full-time or part-time, contractual or at will, consulting or otherwise) other than elected judicial office. Specify your dates of employment, employer, major job responsibilities, and supervisor.

Masella Law Firm, P.A. August 2000-August 2004.

26. Have you ever been an unsuccessful candidate for elective, judicial, or other public office? If so, give details, including dates.

- (a) Applied for Circuit Court, At-Large Seat #9, however I withdrew my candidacy prior to completing the screening process;
- (b) Applied for position with Columbia Municipal Court in 2004 and 2011;
- (c) Applied for Circuit Court, 5th Judicial Circuit, Seat #3. Screened in November 2011 and was found qualified but I was not nominated.
- 27. Have you ever been engaged in any occupation, business, or profession other than the practice of law, teaching of law, or holding judicial or other public office? If so, give details, including a description of your occupation, business, or profession, the dates of your employment, and the name of your business or employer.
 - (a) White Business Machines, sales representative/sales manager, office equipment sales. May 1985 through June 1991;
 - (b) Pitney Bowes Corporation, sales representative, office equipment sales, June 1991 through August 1992.
- 28. Are you now an officer or director or involved in the management of any business enterprise? Explain the nature of the business, your duties, and the term of your service.
 - (a) Owner and President of MFOX, Inc. a real estate holding company which owns the office building and equipment used by Masella Law Firm, P.A.;
 - (b) Organizer and Officer of ITIS, Inc. a translation and interpretation services company providing services to individuals who are unable to communicate in English and need help interacting with medical, legal and other services.
- 29. A complete, current financial net worth statement was provided to the Commission.
- 30. Describe any financial arrangements or business relationships you have, or have had in the past, that could constitute or result in a possible conflict of interest in the position you seek. Explain how you would resolve any potential conflict of interest. None. Have you ever been arrested, charged, or held by federal, state, or other law enforcement authorities for violation or for suspicion of violation of any federal law or regulation, state law or regulation, or county or municipal law, regulation, or ordinance, or any other law, including another country's law? No.
- 32. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute? No.
- 33. Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? Have you ever defaulted on a student loan? Have you ever filed for bankruptcy?
 - (a) On March 15, 1989, three filings were made by the SC Department of Revenue and were satisfied. They are for \$135.88 (period ending 12/87 satisfied April 24, 1991), \$119.06 (period ending 12/87 satisfied November 1, 1990) and \$1,447.62 (period ending 12/86, Satisfied November 5, 1990);

- (b) I have not defaulted on any student loans;
- (c) I have not ever filed for bankruptcy.
- 34. Have you ever been sued, either personally or professionally, that is, have you ever been named as defendant or respondent in any court of law?
 - (a) In 1999 I was named as a defendant by a client to whom I was appointed to represent in a post-conviction relief action. One month after my appointment this person sued both me and the assistant attorney general assigned to his case for conspiring against him. The court granted summary judgment to all defendants;
 - (b) A complaint was filed by a building supplier against the contractor who was constructing my home and I was named along with the mortgage company in the suit. I was not served the complaint and the action was dismissed prior to my involvement. The mechanic's liens which were filed against my property were cancelled.
- 36. Have you ever been investigated by the Department of Social Services? Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect? No.
- 37. If you are in private practice, are you covered by malpractice insurance and, if so, how long have you carried malpractice insurance? If applicable, have you ever been covered by a tail policy? If so, please explain when you were covered by tail policy.

My firm has been in existence since 1998 and has continuously maintained a malpractice insurance policy. There has not been a break in coverage and I have not had to obtain a tail policy. Our current coverage is \$250,000/\$250,000 with a \$5,000 deductible.

- 38. Are you now or have you ever been employed as a "lobbyist," as defined by S.C. Code § 2-17-10(13), or have you acted in the capacity of a "lobbyist's principal," as defined by S.C. Code § 2-17-10(14)? No.
- 39. Since filing with the Commission your letter of intent to run for judicial office, have you accepted lodging, transportation, entertainment, food, meals, beverages, money, or any other thing of value as defined by S.C. Code § 2-17-10(1) from a lobbyist or lobbyist's principal? No.
- 40. S.C. Code § 8-13-700 provides, in part, that "[n]o public official, public member, or public employee may knowingly use his official office, membership, or employment to obtain an economic interest for himself, a member of his immediate family, an individual with whom he is associated, or a business with which he is associated." None.
- 41. S.C. Code § 8-13-765 provides, in part, that "[n]o person may use government personnel, equipment, materials, or an office building in an election campaign."

 None.
- 42. Itemize (by amount, type, and date) all expenditures, other than those for travel and room and board, made by you, or on your behalf in furtherance of your candidacy for the position you seek. None.

- 43. List the amount and recipient of all contributions made by you or on your behalf to members of the General Assembly since the announcement of your intent to seek election to a judgeship. None.
- 44. Have you directly or indirectly requested the pledge of any member of the General Assembly as to your election for the position for which you are being screened? Have you received the assurance of any public official or public employee that they will seek the pledge of any member of the General Assembly as to your election for the position for which you are being screened? No.
- 45. Have you requested a friend or colleague to contact members of the General Assembly on your behalf? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf? No.
- 46. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy? No.
- 47. Have you or has anyone acting on your behalf contacted members of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate? No.
- 48. List all bar associations and professional organizations of which you are a member and give the titles and dates of any offices you have held in such groups.
 - (a) Attorney to Assist Disciplinary Counsel, appointed by Supreme Court during 2002 through 2010;
 - (b) SC Bar Association
 - i. Member and Chairperson for the SC Bar CLE Publications Subcommittee. (2000-04);
 - ii. Chairperson for the SC Bar CLE Programs Committee. (2004-06);
 - (c) Georgia Bar Association;
 - (d) SC Association for Justice.
- 49. List all civic, charitable, educational, social, and fraternal organizations of which you are or have been a member during the past five years and include any offices held in such a group, any professional honors, awards, or other forms of recognition received and not listed elsewhere.
 - (a) St. Joseph's Catholic School, School Board member (2004-07), School Board President 2005-07;
 - (b) United States Tennis Association, Wheel Chair Tennis Committee 1995 to 2011. Committee Chair November 2006 through November 2009.
- 50. Provide any other information that may reflect positively or negatively on your candidacy, or which you believe should be disclosed in connection with consideration of you for nomination for the position you seek.

When people ask why I want to become a family court judge, I usually explain that the bench is a logical progression for my career path. I also note the inspiration of my mentor, Justice Kaye G. Hearn. These responses, while true, are incomplete. My real professional motivations are very

personal. I have always disliked sharing them because some of my life experiences provoke pity in others. But the truth is, the challenges I have faced in life have shaped me into the husband, father, attorney, and citizen I am today: and I'm proud to be that person. The people closest to me, however, have urged me to share my past, explaining that this body deserves to hear a full accounting of my reasons for seeking a seat on the family court bench. So, it is for that reason and that reason alone that I choose to divulge my very personal story. I ask that as you read it, you focus less on the tragedy and more on the capacity we each have to persevere through difficult times. I strongly believe that my experiences will help me to be a judge who can relate to the very personal challenges the parties before me face. I will offer a brief narrative of my experiences, and I will be prepared to address any additional questions or concerns during the screening process.

I became involved with the family court system on the day I was born. My birth mother gave me up for adoption, and my parents were able to adopt me. My father was a surgeon, and my mother was a registered nurse. Prior to my arrival, they had endured a stillborn birth, followed by the birth of my brother, who was born with severe cerebral palsy. Throughout his life, he was confined to a wheelchair, unable to talk or care for himself. We lived in Brooklyn, NY, until I turned 8, when we moved to a more rural area on Staten Island. The care of my brother took a heavy toll on my mother, and she suffered from severe bouts of depression. I think she blamed herself for his condition. In 1975, she placed him in her car and drove off the Staten Island ferry. I am sure she believed she was putting them both out of their misery. The subsequent years were very difficult on my father and me. My grandmother moved in to try to help, but at her age, we were a burden.

In 1976, when I was 15, I was enrolled in Valley Forge Military Academy in Wayne, Pennsylvania. Valley Forge is a boarding school, and I was allowed to come home for holidays and summers. I developed into a good soccer player, and I was told that I might be a college prospect. During the winter of 1978, I was taken to a faculty member's house and informed that my father had also taken his life. Although I was no longer required by a parent to stay, I decided to remain at Valley Forge and finish what I started, even though it was the more challenging path to take. I graduated the following year. My father's estate was subsequently held up by numerous lawsuits, and the vast majority went to satisfy those claims. It was a difficult process, and I decided to accept a soccer scholarship offered by Winthrop University. This thankfully brought me to SC. Initially, my college experience went very well. In the fall of 1982, I was named to the collegiate All-America soccer team. The following spring, however, I was involved in an automobile accident. My back was broken, and I was

paralyzed from the chest down. I also had two punctured lungs and numerous cracked ribs.

I underwent numerous surgeries and completed rehab in time for the following school year. However, I had no family, and I had to learn to live independently in a wheelchair. I went from being the invincible athlete on campus to a young man in a wheelchair who struggled opening doors and strained to reach books in the library. The transition was difficult, and I ended up dropping most of my classes. However, I took a full load the following semester. I stayed involved with the soccer team as a coach and graduated in December of 1985. Following graduation, I worked as a photographer and then as a salesman. I enjoyed some success. I won a trip to Cancun for my sales and eventually became the #5 freshman salesperson in the country for the Pitney Bowes copier sales division. During this time, I decided that I was ready to take on the challenge of law school and in 1992 I was accepted by USC Law.

Law school was a very enriching experience. I was elected student body president, joined a journal, and served as a research assistant to Professors Roy Stuckey and Alan Medlin. I passed both the Georgia and SC bar exams. During my third year, I met Kaye Hearn, who was running for the Court of Appeals. She generously offered me a clerkship. Barney Giese also was kind enough to offer me a job as a solicitor, and he allowed me to clerk for a year before starting. I had the honor of being Justice Hearn's first law clerk. She started teaching me how to become a judge during that year, and she has continued that education ever since. I could fill pages with comments about the wonderful impact Justice Hearn has had on my life, and how she has been my greatest mentor.

After my clerkship, I prosecuted drug crimes and felonies, as well as DUIs and other lesser crimes, for the Richland County Solicitor's Office. I opened my own firm in 1998. Initially, I focused on criminal cases. However, my work in family court gradually began to dominate my practice, and now family law is my main area of focus. Family law cases are always interesting and emotional. Over the years, I have encountered opposing parties who have wanted to kill me, and one even burned down our office.

We have persevered. My law firm now employs seven people, and I believe my success is largely due to my life experiences, which have infused me with understanding, compassion, and determination. I have made mistakes, no doubt, but much of what I have encountered in life has come without the parental advice I so hungered for – a desire many children in the family court system also experience. As Maya Angelou so perfectly describes, "I did then what I knew how to do. Now that I know better, I do better."

Unquestionably, I have learned from my life experiences and have become strong and determined. I understand what it means to feel frustrated. I firmly believe that a family court judge must have these

qualities. They are essential to the proper administration of justice and fairness in family court.

As noted, I do not offer these personal details to elicit sympathy because my experiences have strengthened me. I am very blessed with a wonderful wife, two amazing daughters, and an enriching career. Rather, I offer these details to illustrate that, in a very personal way, I know that I am prepared to serve as a SC family court judge.

51. References:

- (a) Prof. S. Alan Medlin USC School of Law Columbia, SC 29208 (803) 777-7465
- (b) Mr. Eric Fosmire
 McAngus Goudelock & Courie, LLC
 700 Gervais Street, Suite 300
 Columbia, SC 29201
 (803) 227-2219
- (c) Mr. James Harrison Harrison & Redeker, P.A. P.O Box 50143 Columbia, SC 29250 (803) 779-2211
- (d) Mr. John Nichols Bluestein, Nichols, Thompson, Delgado, LLC 1614 Taylor Street Columbia, SC 29202 (803) 779-7599
- (e) Mr. Ted Crowson
 BB&T Assistant Vice President
 1901 Assembly Street
 Columbia, SC 29201
 (803) 251-1335

YOUR SIGNATURE WILL BE HELD TO CONSTITUTE A WAIVER OF THE CONFIDENTIALITY OF ANY PROCEEDING BEFORE A GRIEVANCE COMMITTEE OR ANY INFORMATION CONCERNING YOUR CREDIT.

I HEREBY CERTIFY THAT MY ANSWERS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

Signature: Robert M.P. Masella

Date: August 7, 2012